

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

WILLIAM HOWE : CIVIL ACTION

Plaintiff, : NO. 10-5495

FILED

v. : APR **1 5** 2011

LC PHILLY, LLC and : MICHAEL E. ISUNZ, Clerk
KEVIN HOLOHAN : By Lia Dep. Clerk

Defendants.

ORDER

AND NOW, this 15th day of April 2011, upon consideration of the Complaint (Doc. No. 1), Defendants' Motion to Dismiss the Complaint (Doc. No. 2), Plaintiff's Amended Memorandum of Law in Opposition to the Motion to Dismiss (Doc. No. 6), Defendants' Reply Memorandum in Support of the Motion to Dismiss (Doc. No. 8), and the arguments made by counsel for all parties at a hearing held on February 16, 2011, it is ORDERED as follows:

- 1. Defendants' Motion to Dismiss (Doc. No. 2) is DENIED.
- 2. Defendants shall file an Answer to the Complaint within twenty (20) days from the date of this Order.

BY THE COURT:

JOEL H. SLOMSKY.